10/560328

Attorney Docket No.: 61022.00005 IAP9 Rec'd PCT/PTO 08 DEC 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner:

Unknown

Matthew MCQUAID

Appl. No.:

Unknown

Art Unit:

Unknown

Filed:

December 8, 2005

Title:

BIOLOGICAL FLUID COLLECTION ACCESSORY DEVICE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 C.F.R. §§1.97-1.98

Sir:

In accordance with the duty of disclosure under 37 CFR §1.56 and pursuant to 37 CFR §\$1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the attached Form PTO/SB/08A. Pursuant to the USPTO's waiver of the requirements under 37 CFR 1.98(a)(2)(i), U.S. patents and U.S. patent application publications cited in this form are not being submitted with this Information Disclosure Statement.

The present Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application. Accordingly, no certification or fee is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves the right to dispute any of the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

Attorney Docket No.: 61022.00005

The Examiner is requested to initial the enclosed Form PTO/SB/08A and return a copy thereof to the undersigned.

If for any reason an insufficient fee has been paid, please charge the insufficiency to Deposit Account No. 05-0150.

Date: December 8, 2005

Respectfully submitted,

Squire, Sanders & Dempsey LLP 600 Hansen Way Palo Alto, CA 94304-1043

Tel: (650) 856-6500 Fax: (650) 843-8777

Aaron Wininger

Attorney for Applicant Registration No.: 45,229

PALOALTO/8348.1



U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known		
				Application Number	Unknown	
INFO	DRMATION	DIS	CLOSURE	Filing Date	December 8, 2005	
STATEMENT BY APPLICANT				First Named Inventor	Matthew MCQUAID	
				Art Unit	Unknown	
(Use as many sheets as necessary)				Examiner Name	Unknown	
Sheet	1	of	2	Attorney Docket Number	61022.00005	

U.S. PATENT DOCUMENTS							
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
Initials *	No.1	Number - Kind Code ² (<i>if known</i>)	MM-DD-YYYY	Cited Document			
	Α	US-5,069,878	12-03-1991	Ehrenkranz			
	В	US- 4,844,302	07-04-1989	Lay			
	С	US- 2,309,385	01-26-1943	Fleming			
	D	US- 4,050,103	09-27-1977	Nakao et al.			
		US-					
		US-					
		US:					
		US-					
		US-					
		US-					
		US-					
		US-		<u> </u>			
	1	US-					
		US-					
		US-					
	1	US-					
	1	US-					
	1	US-	-				
		US-					
		US-					

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant		
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶	
				<u></u>			
			-				

	 	,
Examiner Signature	 Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Akind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449B/PTO Complete if Known Application Number Unknown INFORMATION DISCLOSURE December 8, 2005 Filing Date STATEMENT BY APPLICANT First Named Inventor Matthew MCQUAID Art Unit Unknown (Use as many sheets as necessary) Examiner Name Unknown 61022.00005 Sheet of Attorney Docket Number

NON PATENT LITERATURE DOCUMENTS					
Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.				
E	CHARLES A. MARMOR, II, "PCT International Search Report," March 14, 2005, 5 pages, International Application No. PCT/US04/19983, International Filing Date June 21, 2004, U.S. Patent Office, U.S.A.				
	No. ¹	Cite No. Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. CHARLES A. MARMOR, II, "PCT International Search Report," March 14, 2005, 5 pages, International Application			

Examiner	Date	, , , , , , , , , , , , , , , , , , , ,	
Signature	Considered		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.